



**KENTUCKY BOARD OF NURSING**  
312 Whittington Parkway, Suite 300  
Louisville, Kentucky 40222-5172  
<http://kbn.ky.gov>

**ADVISORY OPINION STATEMENT**

**ROLE OF THE REGISTERED NURSE FIRST ASSISTANT**

The Kentucky Board of Nursing is authorized by Kentucky Revised Statutes (KRS) Chapter 314 to regulate nurses, nursing education and practice, promulgate regulations and to issue advisory opinions on nursing practice, in order to assure that safe and effective nursing care is provided by nurses to the citizens of the Commonwealth.

The Kentucky Board of Nursing issues advisory opinions as to what constitutes safe nursing practice. As such, an opinion is not a regulation of the Board and does not have the force and effect of law. It is issued as a guideline to licensees who wish to engage in safe nursing practice, and to facilitate the delivery of safe, effective nursing care to the public.

**Opinion:** Role of the Registered Nurse  
First Assistant

**Approved Date:** 10/84;

**Revised Date:** 1/93; 6/93; 2/05; 4/07;  
6/2012

**Editorial Revision:** 1/2011, 6/2016

**Accountability and Responsibility of Nurses**

In accordance with KRS 314.021(2), nurses are responsible and accountable for making decisions that are based upon the individuals' educational preparation and current clinical competence in nursing, and requires licensees to practice nursing with reasonable skill and safety. Nursing practice should be consistent with the *Kentucky Nursing Laws*, established standards of practice, and be evidence based.

**Request for Opinion**

Numerous inquiries have been received by the Board office requesting an opinion of the Board regarding the role and scope of practice of registered nurses who act as first assistants to the physician during surgical procedures. The Kentucky Board of Nursing, through the Board Practice Committee, studied the issues and concerns regarding this nursing practice question.

### **Advisory Opinion**

After study of the issues and concerns regarding both the role and scope of practice of registered nurses who act as first assistants to the physician during surgical procedures, the Kentucky Board of Nursing issued the following opinions:

- 1) It is within the scope of registered nursing practice for a registered nurse who possesses substantial, specialized knowledge and technical skill to act as an RN first assistant to the physician who is immediately available and onsite during surgical procedures.
- 2) In no event should the RN first assistant be expected to replace or assume the responsibilities of the physician performing the surgical procedure, but may accept appropriate responsibility if the physician becomes incapacitated by protecting the surgical wound, maintaining homeostasis, and maintaining sterility of the operative field until the replacement physician accepts responsibility for procedures completion.
- 3) Registered nurses who perform first assistant acts should:
  - A. Possess an in-depth knowledge of perioperative and intraoperative nursing practice;
  - B. Be knowledgeable of the potential complications and adverse reactions, which may result from such acts;
  - C. Possess the knowledge and skill to recognize adverse reactions and to take appropriate action as directed by the physician;Perform acts which are in accordance with:
  - D. Perform acts which are in accordance with: 1) the Kentucky Nursing Laws, 2) documented facility policy and procedure, 3) evidence based practice, and 4) the scope of practice of RN First Assistants as established by Association of Operating Room Nurses.<sup>1</sup>
- 4) Registered nurses who perform first assistant acts should maintain documentation of their educational preparation that provides for clinical practice and demonstration of competency in the performance of such acts. The Board encourages certification via a national nursing organization and recognizes it as one mechanism for demonstrating knowledge and competency.

Further, it was the advisory opinion of the Board that handling and/or tissue cutting for performance of small skin lesion excision and punch biopsy are within the scope of registered nursing practice for the registered nurse who possesses substantial, specialized knowledge and current clinical competency in the performance of the procedures. The procedures should be performed under the supervision of a physician who is onsite and immediately available to the nurse.

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<sup>1</sup> The Kentucky Board of Nursing endorses the "Revised AORN Official Statement on RN First Assistants," (December 2013) and the "AORN position statement on Advanced Practice Registered Nurses in the Perioperative Environment" (October 2014)  
<http://www.aorn.org/guidelines/clinical-resources/position-statements>

### **Determining Scope of Practice**

KRS 314.021(2) holds all nurses individually responsible and accountable for the individual's acts based upon the nurse's education and experience. Each nurse must exercise professional and prudent judgment in determining whether the performance of a given act is within the scope of practice for which the nurse is both licensed and clinically competent to perform. In addition to this advisory opinion statement, the Kentucky Board of Nursing has published "Scope of Practice Determination Guidelines" which contains a decision tree chart providing guidance to nurses in determining whether a selected act is within an individual nurse's scope of practice now or in the future. A copy of the RN and LPN guidelines may be downloaded from the Board's website <http://kbn.ky.gov/NR/rdonlyres/74A5FF75-543D-4E12-8839-720B7623DA87/0/ScopeDeterminGuidelines.pdf> and a copy of the APRN guidelines may be downloaded from the Board's website <http://kbn.ky.gov/practice/Documents/APRN%20Scope%20of%20Practice%20%20Decision%20Making%20Model.pdf>

This opinion statement is an advisory opinion statement of the Board as to what constitutes safe nursing practice; it is not a regulation of the Board and therefore does not have the force and effect of law. It is issued as a guideline to licensees who wish to engage in safe nursing practice.

### **Excerpts from Other Applicable Kentucky Revised Statutes, Enacted in 2000:**

The Cabinet for Health and Family Services, Office of the Inspector General, Frankfort, KY, governs the following statutory provisions:

- **KRS 216B.015** Definitions for chapter.

(24) "Registered nurse first assistant" means one who:

- (a) Holds a current active registered nurse licensure;
- (b) Is certified in perioperative nursing; and
- (c) Has successfully completed and holds a degree or certificate from a recognized program, which shall consist of:

- 1. The Association of Operating Room Nurses, Inc., Core Curriculum for the registered nurse first assistant; and
- 2. One (1) year of postbasic nursing study, which shall include at least forty-five (45) hours of didactic instruction and one hundred twenty (120) hours of clinical internship or its equivalent of two (2) college semesters.

A registered nurse who was certified prior to 1995 by the Certification Board of Perioperative Nursing shall not be required to fulfill the requirements of paragraph (c) of this subsection;

- **KRS 216B.160** Requirement for a care delivery model based on patient needs for licensed health care facilities and services.

All health care facilities and services licensed under this chapter shall include in their policies and procedures a care delivery model based on patient needs which includes, but is not limited to:

- (1) Defined roles and responsibilities of licensed and unlicensed health care personnel;

- (2) A policy that establishes the credentialing, oversight, appointment, and reappointment of the registered nurse first assistant and for granting, renewing, and revising of the registered nurse first assistant's clinical privileges; .....

*Effective: June 21, 2001*

*History: Amended 2001 Ky. Acts ch. 36, sec. 2, effective June 21, 2001. -- Amended 2000 Ky. Acts ch. 96, sec. 2, effective July 14, 2000; and ch. 538, sec. 2, effective July 14, 2000. -- Created 1998 Ky. Acts ch. 384, sec. 2, effective July 15, 1998.*

The Environmental and Public Cabinet, Public Protection Department, Office of Insurance, Frankfort, KY, governs the following statutory provision:

- **KRS 304.17A-146** Coverage for registered nurse first assistant.

Notwithstanding any provision of law, a health plan issued or renewed on or after July 15, 2000, that provides coverage for surgical first assisting benefits or services shall be construed as providing coverage for a registered nurse first assistant who performs services that are within the scope of practice of the registered nurse first assistant.

*Effective: July 14, 2000*

*History: Created 2000 Ky. Acts ch. 96, sec. 3, effective July 14, 2000.*

### **Applicable Statutes From the Kentucky Nursing Laws<sup>2</sup>**

KRS 314.011(6) defines "registered nursing practice" as:

...The performance of acts requiring substantial specialized knowledge, judgment, and nursing skill based upon the principles of psychological, biological, physical, and social sciences in the application of the nursing process in:

- a) The care, counsel, and health teaching of the ill, injured or infirm;
- b) The maintenance of health or prevention of illness of others;
- c) The administration of medication and treatment as prescribed by a physician, physician assistant, dentist, or advanced practice registered nurse and as further authorized or limited by the board, and which are consistent either with American Nurses' Association Standards of Practice or with Standards of Practice established by nationally accepted organizations of registered nurses. Components of medication administration include, but are not limited to;
  1. Preparing and giving medication in the prescribed dosage, route, and frequency;
  2. Observing, recording, and reporting desired effects, untoward reactions, and side effects of drug therapy;
  3. Intervening when emergency care is required as a result of drug therapy;
  4. Recognizing accepted prescribing limits and reporting deviations to the prescribing individual;
  5. Recognizing drug incompatibilities and reporting interactions or potential interactions to the prescribing individual; and
  6. Instructing an individual regarding medications.

KRS 314.021(2) states:

All individuals licensed under provisions of this chapter shall be responsible and accountable for making decisions that are based upon the individuals' educational preparation and experience in nursing.

Approved: 10/84;

Revised: 1/93; 6/93; 2/05; 4/07; 6/2012

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<sup>2</sup> A copy of the *Kentucky Nursing Laws* may be downloaded from the Kentucky Board of Nursing website at <http://kbn.ky.gov>.